

PTO/SB/21 (04-04) (AW 06/2004)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 4 pages + 13 refs.  
and 2 Office Actions

Application Number	10/616,274
Filing Date	July 9, 2003
First Named Inventor	George Goicoechea
Art Unit	3761
Examiner Name	To Be Assigned
Attorney Docket No.	BSI-210USS5

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO-Form 1449 (2 pages), 13 References; 2 Office Actions; Return Receipt Postcard
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#### Remarks:

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name	Joshua L. Cohen	Registration No. (Attorney/Agent)	38,040
Signature			
Date	August 13, 2004		

### CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Typed or printed name	Patricia C. Boccella		
Signature		Date	August 13, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 10/616,274  
Applicant: George Goicoechea et al.  
Filed: July 9, 2003  
Title: BIFURCATED ENDOLUMINAL PROSTHESIS  
TC/A.U.: 3761  
Examiner: To Be Assigned

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (RP) submitted herewith. A copy of each of the listed foreign references is also enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

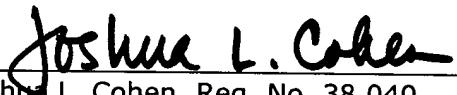
In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

Enclosed and listed on the Form PTO-1449 are communications from the Canadian and Japanese Patent Offices which cite the listed references. References JP 5305092, JP 7501476, JP 623031, JP 3151983, and JP 3133446 are not in the English language, but a corresponding English language application for each is attached and separately identified in the attached Form PTO-1449. Based on the Communication of the Japanese Patent Office, EP 0 539 237 A1 is believed to correspond to JP 5305092; PCT International Publication No. WO93/19703 is believed to correspond to JP 7501476; EP 0 508 473 A2 is believed to correspond to JP 623031; EP 0 421 729 A2 is believed to correspond to JP 3151983; and

EP 0 423 916 A1 is believed to correspond to JP 3133446. Reference JP 376554 and reference JP 425755 are not in the English language, but an English language abstract of each is attached to the copy of those references submitted herewith.

This Information Disclosure Statement is being mailed before the first Official Action. No first Official Action has yet been received and it is presumed that none has yet been mailed. No fee or statement is required. 37 C.F.R. § 1.97(b).

Respectfully submitted,

  
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Joshua L. Cohen, Reg. No. 38,040  
Stanley Weinberg, Reg. No. 25,276  
Attorney for Applicants

SW/pb

Enclosures: PTO Form 1449  
(13) References  
(2) Office Actions  
Transmittal Form

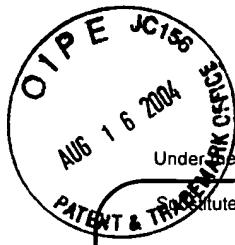
Dated: August 13, 2004

P.O. Box 980  
Valley Forge, PA 19482  
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

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\_\_\_\_\_  
Patricia C. Boccella



PTO/SB/08a (08-03) (AW 10/2003)

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Institute for Form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/616,274
Filing Date	July 9, 2003
First Named Inventor	George Goicoechea
Art Unit	3761
Examiner Name	

SHEET 1 of 2

Attorney Docket No. BSI-210US5

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-5,104,404	04/14/1992	Wolff	
		US-4,562,596	01/07/1986	Kornberg	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	<sup>4</sup> <sup>5</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
	1.	JP 5305092	11-19-1993	Cook Inc.		<input type="checkbox"/>
	2.	EP 0 539 237 A1	04-28-1993	Cook Inc.		<input type="checkbox"/>
	3.	WO93/19703	10-14-1993	Schneider (USA) Inc.		<input type="checkbox"/>
	4.	JP 7501476	02-16-1995	Schneider (USA) Inc.		
	5.	JP 6023031	02-01-1994	Endovascular Technologies, Inc.		
	6.	EP 0 508 473 A2	10-14-1992	Endovascular Technologies, Inc.		
	7.	JP 3151983	06-28-1991	Medtronic Inc.		
	8.	EP 0 421 729 A2	04-10-1991	Medtronic, Inc.		<input type="checkbox"/>
	9.	JP 03076554	04-02-1991	Sanyo Shokuhin KK		<input type="checkbox"/>
	10.	JP 3133446	06-06-1991	Cook Inc.		<input type="checkbox"/>
	11.	EP 0 423 916 A1	04-24-1991	Cook Inc.		
	12.	JP 4025755	01-29-1992	Japan Electron Control Syst Co Ltd.		
	13.	PCT WO 89/08433	09-21-1989	Lazarus		
Examiner Signature				Date Considered		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

<sup>1</sup>Applicant's unique citation designation number (optional).

<sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

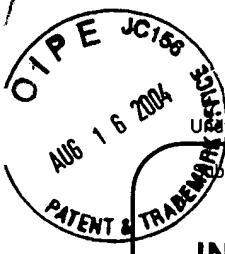
<sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

<sup>6</sup>Applicant is to place a check mark here if English language translation is attached.

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PTO/SB/08b (08-03) (AW 10/2003)

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## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

**(Use as many sheets as necessary)**

<i>Complete if Known</i>	
Application Number	10/616,274
Filing Date	July 9, 2003
First Named Inventor	George Goicoechea
Art Unit	3731
Examiner Name	
Attorney Docket No.	BSI-210US5

## **NON-PATENT LITERATURE DOCUMENTS**

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

<sup>2</sup>Applicant is to place a check mark here if English is not the  
Applicant's unique citation designation number (optional).

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collection of information is required by 23 CFR 1.32. This information is used

The collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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